

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT

STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

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ORDER RE: ADA COUNTY  
COURTHOUSE - PROCEEDINGS IN  
CR22-21-1624

ADMINISTRATIVE ORDER

NO. 23-03-07

This administrative order governs during the trial in *State v. Vallow*, CR22-21-1624 and related proceedings in that case ("*Vallow* trial"). The provisions of this Order control over the provisions of Administrative Order No. 21-05-21-1 where there is a conflict in their terms.<sup>1</sup>

**Access:** Court security personnel may restrict access to any floor of the Courthouse being used for the *Vallow* trial to: (1) persons authorized to have access to the courtroom or other rooms being used for the *Vallow* trial; (2) persons attending other court proceedings being held on that floor; and (3) persons having business with a court or county entity on that floor. Court security personnel may erect temporary barriers, including in the Courthouse stairwells, to aid in the enforcement of this provision, so long as the barriers do not prevent or substantially impede egress in the event of a fire or other emergency. Court security personnel may organize (or disperse) members of the public and media seeking access to the *Vallow* trial as necessary to enable other persons having court business or business with an entity in the Courthouse to have access to the Courthouse.

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<sup>1</sup> Administrative Order No. 21-05-21-1 addresses the use or possession of video, audio, and photographic equipment to cover, broadcast, or record court proceedings in various locations throughout the Courthouse. The presiding judge is responsible for decisions concerning the use or possession of video, audio, and photographic equipment in the courtroom or other rooms where court proceedings are being held. See Order Governing Courtroom Conduct (issued by the presiding judge in *State v. Vallow*, the Honorable Steven W. Boyce. A copy of Judge Boyce's order is attached to this administrative order).

**Seating:** Public and media seating in the *Vallow* trial will be on a “first come basis” in a method as determined by the Trial Court Administrator (“TCA”). No member of the public or media will be allowed access to the location where the *Vallow* trial is being held absent proof of a reserved seat as provided by the TCA. No member of the public or media will be admitted into the courtroom while court is in session.<sup>2</sup>

**Electronic Devices and Recordings:** All cellphones and other electronic devices<sup>3</sup> must be turned off or be in “silent mode” on any floor of the Courthouse where the *Vallow* trial is being held. No audio or video recording or photography of any kind will be permitted outside of courtrooms or in any other portion of the courthouse regardless of whether the courtrooms are being used for court proceedings.<sup>4</sup> This prohibition does not apply to spaces in the Courthouse occupied by non-court entities, but it does apply to Courthouse common areas, including on the first floor of the Courthouse. It also does not apply inside of courtrooms or other rooms in the courthouse where court proceedings are being held, where audio or video recording or photography in those rooms is at the discretion of the presiding judge in the case.<sup>5</sup> No audio or video recording or photograph may be taken of any prospective juror, juror, or

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<sup>2</sup>See also Administrative Order No. 20-09-11-04 (Prohibition on Entering Courtroom While in Session).

<sup>3</sup>See also Idaho Court Administrative Rule 49 (“Electronic Devices in Court Facilities.”).

<sup>4</sup>Whether audio or video recording or photography is permitted at a wedding ceremony being conducted by a judge in or on the grounds of the Courthouse is at the discretion of the judge performing the ceremony. If the judge presiding over the wedding ceremony grants this permission, the Trial Court Administration Office must be informed, in advance of the ceremony, and such photography must not take place in any area where witnesses, parties or jurors in the *Vallow* case are present.

<sup>5</sup> See Administrative Order No. 21-05-21-1.

alternate juror in the *Vallow* trial within or on the grounds of the Courthouse, including in any parking areas of the courthouse.<sup>6</sup>

**Interviews and Recorded Media Appearances:** No Media interviews or recorded or live on air sessions or appearances may take place within the Courthouse.

**Misconduct:** Any unruly or disruptive behavior, as determined by the court or court security personnel, in the Courthouse or at or near the Courthouse entrance areas may result in removal from the Courthouse and may also result in prohibition on further entry into the Courthouse and/or the courtroom where the *Vallow* trial is taking place or being simulcast.

Any person violating the terms of this Order may be removed and any recordings or images taken in violation of this Order may be seized and/or deleted and/or the person may be charged with contempt pursuant to Idaho Code § 18-1801, and/or trespass pursuant to Idaho Code § 18-7008, and/or such other charges as may be appropriate, the consequences of which may include imprisonment and/or a fine.<sup>7</sup>

The terms of this Order expire at the commencement of the next business day after the *Vallow* trial has concluded.

IT IS SO ORDERED.

Dated this 7<sup>th</sup> day of March 2023.



HONORABLE STEVEN J. HIPPLER  
Administrative District Judge  
Fourth Judicial District

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<sup>6</sup> Exempt from the prohibitions contained in this order are cameras and other equipment utilized for courthouse security and personnel assigned to court security and law enforcement officers responding to an emergency in the Courthouse.

<sup>7</sup> See also Title 7, Chapter 6, Idaho Code; I.R.C.P. 75; I.C.R. 42.



cc: Honorable Steven W. Boyce  
All Ada County Judges  
Ada County Sheriff  
Sandra Barrios, Trial Court Administrator, Fourth Judicial District  
Trent Tripple, Ada County Clerk of Court  
Robert Reisig, Administrative Staff Attorney  
Idaho Supreme Court